

A RESOLUTION

01- R-1423

BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

**A RESOLUTION AUTHORIZING THE CITY
ATTORNEY TO SETTLE CIVIL ACTION NUMBER 00-
VS-006804-B, CAROL PERRY., v. CITY OF ATLANTA,
IN THE AMOUNT OF \$17,500.00**

WHEREAS, Carol Perry, filed a lawsuit against the City of Atlanta on July 6, 2000, seeking \$25,000.00 in damages, arising out of a trip and fall on a City sidewalk with a damaged and raised concrete slab located on the east side of the 100 block of Central Avenue, near the Mitchell Street intersection; and

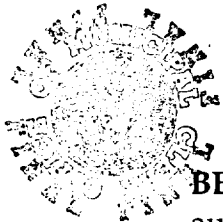
WHEREAS, the Plaintiff alleged in the lawsuit that the City was negligent in maintaining and repairing the damaged sidewalk on which she fell; and

WHEREAS, the Plaintiff specifically sought the recovery of medical and dental expenses incurred by her in treating the injuries she received during the fall; and

WHEREAS, the Plaintiff has agreed to accept from the City a settlement of the lawsuit in the amount of \$17,500.00, and has further agreed, in consideration of the settlement, to dismiss the lawsuit against the City with prejudice and execute Final Payment and General Release, releasing the City from all of Plaintiff's claims against the City arising out of the facts and circumstances of this lawsuit; and

WHEREAS, the City Attorney considers it to be in the best interests of the City to resolve this matter and recommends that the City pay the amount of \$17,500 to settle all claims of the Plaintiff against the City arising out of the facts alleged in the lawsuit

BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that \$17,500.00 be paid by the City of Atlanta to the Plaintiff, Carol Perry, for the purpose of fully resolving all claims in the Lawsuit styled: Carol Perry v. City of Atlanta, State Court of Fulton County, Georgia, Civil Action No.: 00-vs-006804-B, in exchange for the Plaintiff's execution and delivery to City of a Final Payment and General Release and a filed Notice of Voluntary Dismissal With Prejudice satisfactory to the City Attorney; and



BE IT FURTHER RESOLVED that the City of Atlanta Department of Finance is authorized to issue a check for \$17,500.00 payable to the Plaintiff and issued from account number **2J21/529017/T31001**.

A true copy,

Rhonda Daughia Johnson
Municipal Clerk, CMC

ADOPTED by the Council

RETURNED WITHOUT SIGNATURE OF THE MAYOR

APPROVED as per City Charter Section 2-403

SEP 17, 2001

SEP 26, 2001

RCS# 3125
9/17/01
6:44 PM

Atlanta City Council

Regular Session

MULTIPLE

Public Safety Items 2-11

ADOPT *01-R-1423*

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 1
ABSENT 0

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	E Maddox	Y Alexander
Y Winslow	NV Muller	Y Boazman	NV Pitts

MULTIPLE

01-**R-1423**

(Do Not Write Above This Line)

A RESOLUTION BY

PUBLIC SAFETY & LEGAL ADMINISTRATION
COMMITTEE

A RESOLUTION AUTHORIZING THE CITY
ATTORNEY TO SETTLE CIVIL ACTION
NUMBER 00-VS-006804-B, CAROL PERRY, v.
CITY OF ATLANTA, IN THE AMOUNT OF
\$17,500.00

APPROVED BY:

Rosalind Rubens Newell

ROSALIND RUBENS NEWELL,
DEPUTY CITY ATTORNEY

ADOPTED BY
SEP 17 2001

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair *C. T. Martin*

Referred to

Committee
Public Safety

Date
9/17/01

Chair
C. T. Martin

Action:

☒ Fav, Adv, Hold (see rev. side)

Other:

Members

Agla Taylor
Sherry Gray
John H.

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

SEP 17 2001
ATLANTA CITY CLERK

FILED
SEP 17 2001

Spauld
DEPUTY MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

SEP 26 2001

WITHOUT SIGNATURE
BY OPERATION OF LAW